Change in labour laws

1038. SHRI JAI PARKASH AGGARWAL: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether Government is considering change in labour laws, if so, the details thereof as the existing labour laws in the country are a plethora of outdated laws, many of which need to be scrapped or changed;

(b) whether Government has amended the Factories Act, 1948 during the last five years, if so, the details thereof; and

(c) whether there is a proposal to further amend the Factories Act, 1948 and Industrial Disputes Act, 1947, if so, the details thereof?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) Review/updation of labour laws is an ongoing process in order to bring them in tune with the emerging needs of the economy such as increasing production, productivity, employment etc. The required changes in the labour laws are accomplished by the Government after detailed consultation with the social partners with a view to harmonize the interests of all stake holders.

(b) No, Sir.

(c) The Bill to amend the Section 66 of the Factories Act, 1948 to provide flexibility in the matter of employment of women worker during night shift with adequate safeguards has been introduced in the Parliament. The proposals to further amend the Factories Act, 1948 and the Industrial Disputes Act, 1947 are being formulated.

Violation of labour laws in Noida

1039. SHRI K. CHANDRAN PILLAI: Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether Government is aware of the incident in Noida in which a CEO of an Italian firm died;

(b) if so, the details thereof;

(c) whether any enquiry has been conducted into the incident;

(d) whether there were any violation of labour laws by the company management;

(e) if so, the details thereof; and

(f) the measures proposed to be taken in this regard and the details thereto?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) and (b) Yes, Sir. According to information received from

Government of Uttar Pradesh, late Shri Lalit Kumar Chaudhary, Chief Executive Officer of M/s/ Grazino Transmissioni India Ltd., Greater Noida was beaten to death by agitated and locked out workers in the factory on 22.09.2008.

(c) Yes, Sir. The FIR was lodged by the Grazino management in the Bisrakh police station, Gautambudh Nagar on the same day and the police investigation is under progress.

(d) and (e) Government of Uttar Pradesh has informed that *prima facie*, violation of any labour laws did not come to the notice of administration. The management locked out 218 workers and the workers were agitating against this lockout. The management had taken the ground that the strike by the workers was illegal. The matter has been referred to the Labour Court for adjudication on 04.10.2008 and thus the matter is subjudice.

(f) The State Government of Uttar Pradesh has delegated the powers of Labour Commissioner to the Chief Executive Officers of Noida and Greater Noida in their respective jurisdiction to ensure better co-ordination and supervision in industrial and labour related matters and the officers of the Labour Department operating in the area have been put under the administrative control of respective Chief Executive Officers of Noida and Greater Noida.

The Chief Executive Officer of Greater Noida has held meetings with the management of M/s. Grazino Transmissioni and assured them of all possible assistance to maintain cordial industrial atmosphere. Adequate security has been also been provided around the factory premises.

Non implementation of child labour laws properly

†1040. SHRI MOTILAL VORA:
SHRI SATYAVRAT CHATURVEDI:

Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) whether Government is aware that laws related to children and child labour are not being implemented properly in the country;

(b) if so, which are the States where these laws are not implemented properly;

(c) the initiatives taken by Government in this regard; and

(d) the steps taken by Government to prevent use of children in beggary?

THE MINISTER OF STATE OF THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES): (a) and (b) Implementation of law is an ongoing process. Section 2 (i) of the Child Labour (Prohibition and Regulation) Act, 1986, entrust the powers of implementation of the Act to the State Governments in establishments other than those under the control of the Central Government or a railway administration or a major port or a mine or oilfield. Therefore, the State Governments are solely responsible to implement the provisions of the Act.

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†Original notice of the question was received in Hindi.